

elf atochem



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May 15, 1996

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ms. Donna Santiago (3HW23)
Remedial Project Manager
United States Environmental Protection Agency
Region III
841 Chestnut Street
Philadelphia, PA 19107

Subject: USA v. Elf Atochem
Civil Action No. 93-2182
ALSCO Community Park/Lindane Site
April 1996 Progress Report

Dear Ms. Santiago:

In accordance with Section XI.A. of the Consent Decree, this letter will serve as the Progress Report for the month of April 1996. Five copies of the Progress Report are provided, as required. This report describes the actions which Elf Atochem North America, Inc. (Elf Atochem) has taken during this reporting period to implement the requirements of the Consent Decree and includes a discussion of the activities scheduled for the next month.

A. Consent Decree Activities in Progress and/or Completed During April 1996

The final Consent Decree was entered in the court on June 29, 1993. Elf Atochem has complied with all deadlines stipulated in the Consent Decree.

1. Remedial Design (RD)

On January 29, 1996, Elf Atochem received written comments from EPA by letter of January 24, 1996 with respect to the Preliminary Design. Comments from both EPA and the Pennsylvania DEP (PADEP) were included in the transmittal. Elf Atochem provided the agencies with a written response to the comments on March 29, 1996, in accordance with the approved RD schedule.

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2. Access

By letter of May 7, 1996, EPA gave Allegheny Ludlum notice of its intent to exercise enforcement authority to secure access to the one acre parcel of land which is across Karns Road and adjacent to the existing leachate collection and treatment system. Allegheny Ludlum subsequently provided the agency with a draft access agreement. At EPA's request, Elf Atochem reviewed the draft agreement and advised the agency that the document was onerous. Additionally, Elf Atochem advised EPA that the RD process could be delayed further pending the negotiation of more reasonable access agreement. Therefore, Elf Atochem understands that EPA intends to issue a CERCLA Unilateral Order to Allegheny Ludlum if access is not immediately granted.

B. Miscellaneous Activities Relating to the Site

The analytical results of samples collected from the interim leachate treatment system during April 1996 indicated that the effluent quality was in full compliance with the interim effluent limits stipulated in Paragraph 11 of the COA. The discharge monitoring report was submitted to the EPA and PADEP on May 9, 1996.

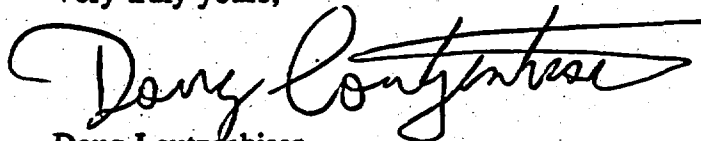
C. Activities Scheduled for May 1996

Elf Atochem anticipates that EPA will issue the CERCLA Unilateral Order to Allegheny Ludlum with respect to the access issue.

Elf Atochem and EPA plan to meet on May 30 or 31 to discuss the response to the agencies comments on the Preliminary Design.

If you have any questions or comments, please call me at (215) 419-5814.

Very truly yours,



Doug Loutzenhiser
Director, Operations
Health, Environment and Safety

/GDL

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cc: Patricia C. Miller, Esquire
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